

**REMARKS / ARGUMENTS**

Claims 22-43 remain pending in this application. No claims have been canceled or added.

**35 U.S.C. §102**

Claims 22-23, 28-34 and 39-43 stand rejected under 35 U.S.C. §102(b) as being anticipated by Bandera et al (U.S. Patent No. 6,223,252). These rejections are traversed as follows.

The relevant portions of Bandera et al are similar to Applicants' admitted prior art as referred to in the Background section of the present application (see Specification page 2, line 19 to page 3, line 4). The claims have been amended to clarify that the control section is configured to stop mirroring data between one of the first disks and at least one second disk, before completing mirroring data between the one of the first disks and the at least one second disk, and start to mirror data between another one of the first disks and the at least one second disk, according to the error status of the one of the first disks and the another one of the first disks. As such, it is submitted that the pending claims patentably define the present invention over the cited art.

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**Conclusion**

In view of the foregoing, Applicant respectfully requests that a timely Notice of Allowance be issued in this case.

Respectfully submitted,

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